

**Regular Session Minutes – Selectmen’s Meeting  
Selectmen’s Meeting Room, Town Hall  
Monday, October 19, 2015, 7:30 p.m.**

**PRESENT:** Mark Siegenthaler, Chair; Caroline Fedele; William S. Moonan;  
Margot Fleischman; Michael A. Rosenberg and Town Manager Richard T. Reed

**ALSO PRESENT:** Eversource Energy representative Maureen Carroll; Cultural Council candidate Roberta Ennis; Trails Committee candidates Christopher Kovalchick and Clem Larson; Trails Committee chair Michael Barbehenn; Planning Board member Amy Lloyd; Finance Director Victor Garofalo; Public Works Director Roy Sorenson; Town Engineer Adrienne St. John; Facilities Director Taissir Alani; Ben Thomas, Finance Committee; Press Representative Joan Bowen; Ken Hill, Bedford TV

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Chair Siegenthaler called the meeting to order at 7:30 p.m.

**16-73            Utility Hearing  
Eversource Energy – Chelmsford Road – W.O. # 2083328**

**Mr. Rosenberg moved to open the Public Hearing. Ms. Fedele seconded the motion.  
The motion passed 5-0-0.**

Maureen Carroll from Eversource Energy presented the Selectmen with an application for a grant of location to install conduit and to relocate a pole. This would provide electrical service to the new 4 unit residential development on Isabella Road.

**Mr. Rosenberg moved to close the Public Hearing. Ms. Fedele seconded the motion.  
The motion passed 5-0-0.**

**Mr. Rosenberg moved to approve the petition for the installation of conduit on Chelmsford Road, northeasterly side approximately 955 northwest of North Road and relocation of a pole #287/9 and install anchor guy and on Chelmsford Road southeasterly from pole #287/9 approximately 955 feet northwest of North Road a distance of about 23 feet of conduit, subject to the applicant receiving a Street Opening Permit and Trench Permit. Ms. Fedele seconded the motion.**

**The motion passed 5-0-0.**

**16-82            Call of Annual Town Caucus – January 12, 2016**

Mr. Reed explained the Annual Caucus will be scheduled for January 12, 2016 with a rain date of January 13, 2016 at the John Glenn Middle School in the Large Instructional Room.

**Ms. Fedele moved that the Selectmen schedule the Annual Citizens' Caucus for Tuesday, January 12, 2016 with a snow date of January 13, 2016. Ms. Fleischman seconded the motion.**

**The motion passed 5-0-0.**

**16-83            Miscellaneous Action Item  
                  Chapter 268A, Section 20(b) Exemption  
                  Michael Sargent – Firefighter to Hockey Coach**

**Mr. Rosenberg made a motion to approve the waiver from Chapter 268A Section 20(b) for Michael Sargent. Ms. Fleischman seconded the motion.**

**The motion passed 5-0-0.**

**Request for Special Event Temporary Sign  
Boy Scouts of America, Troop 114 – Annual Wreath Sale**

**Ms. Fleischman made a motion to approve special event temporary sign permits for the Boy Scouts of America, Troop 114 Annual Wreath Sale for October 27, 2015 through November 2, 2015 to be displayed at the Public Works Building and for November 12, 2015 through November 18, 2015 to be displayed at the corner of Great Road and Mudge Way. Ms. Fedele seconded the motion.**

**The motion passed 5-0-0.**

**16-74            Utility Hearing  
                  Eversource Energy – Pine Hill Road – W.O. # 2083328**

**Mr. Rosenberg moved to open the Public Hearing. Ms. Fleischman seconded the motion.**

**The motion passed 5-0-0.**

Maureen Carroll from Eversource Energy presented the Selectmen with an application for a grant of location to install conduit to new 4 unit residential development on Irene Road.

**Mr. Rosenberg moved to close the Public Hearing. Ms. Fleischman seconded the motion.**

**The motion passed 5-0-0.**

**Ms. Fedele moved to approve the petition for the installation of conduit on Pine Hill Road, northerly from pole #75/13 approximately 20 feet southeast of Doris Road a distance of about 12 feet conduit, subject to the applicant receiving a Street Opening Permit and Trench Permit. Ms. Fleischman seconded the motion.**

**The motion passed 5-0-0.**

**16-78            Bond Issuance Approval**

Finance Director Victor Garofalo explained that he will be conducting a bond sale on October 29, 2015. As part of conducting a bond sale, a rating call with a rating agency needed to occur. The rating agency reaffirmed the Town's AAA rating.

The bond sale covers 8 projects totaling \$5,060,000. A premium totaling \$198,070.05 will be received as part of the bond sale, and is considered general fund revenue in the fiscal year in which the premium was received. It will then close to Free Cash at the end of the Fiscal Year.

**Mr. Rosenberg moved the following:**

I, Michael Rosenberg, the Clerk of the Selectmen of the Town of Bedford, Massachusetts (the "Town"), certify that at a meeting of the board held October 19, 2015, of which meeting all members of the board were duly notified and at which a quorum was present, the following votes were unanimously passed, all of which appear upon the official record of the board in my custody:

Voted: that the sale of the \$5,060,000 General Obligation Municipal Purpose Loan of 2015 Bonds of the Town dated October 29, 2015 (the "Bonds"), to Robert W. Baird & Co., Inc. at the price of \$5,258,070.05 and accrued interest, if any, is hereby approved and confirmed. The Bonds shall be payable on October 15 of the years and in the principal amounts and bear interest at the respective rates, as follows:

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2016	\$330,000	3.00%	2023	\$285,000	3.00%
2017	300,000	2.00	2024	285,000	3.00
2018	300,000	3.00	2025	280,000	3.00
2019	295,000	2.00	2030	710,000	2.50
2020	295,000	2.00	2035	700,000	3.00
2021	290,000	3.00	2040	700,000	3.20
2022	290,000	3.00			

Further Voted: that the Bonds maturing on October 15 in each of the years 2030, 2035 and 2040 (each a "Term Bond") shall be subject to mandatory redemption or mature as follows:

Term Bond due October 15, 2030

<u>Year</u>	<u>Amount</u>
2026	\$145,000
2027	145,000
2028	140,000
2029	140,000
2030*	140,000

\*Final Maturity

Term Bond due October 15, 2035

<u>Year</u>	<u>Amount</u>
2031	\$140,000
2032	140,000
2033	140,000
2034	140,000
2035*	140,000

\*Final Maturity

Term Bond due October 15, 2040

<u>Year</u>	<u>Amount</u>
2036	\$140,000
2037	140,000
2038	140,000
2039	140,000
2040*	140,000

\*Final Maturity

Further Voted: that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated September 29, 2015, as revised October 7, 2015, and a final Official Statement dated October 14, 2015 (the "Official Statement"), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Bonds shall be subject to redemption, at the option of the Town, upon such terms and conditions as are set forth in the Official Statement.

Further Voted: that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a continuing disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Bonds for the benefit of the holders of the Bonds from time to time.

Further Voted: that we authorize and direct the Treasurer to review and update the Town's post-issuance federal tax compliance procedures with such changes as the Treasurer and bond counsel deem sufficient, if any, in order to monitor and maintain the tax-exempt status of the Bonds.

Further Voted: that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

**Ms. Fleischman seconded the motion**

**The motion passed 5-0-0.**

### **16-75            Committee Appointment Interview – Cultural Council**

Roberta Ennis was interviewed as a candidate for the Cultural Council. As the Selectmen liaison to the Cultural Council, Ms. Fedele explained that the purpose of the committee is to support local public projects by re-granting funds from the Massachusetts Cultural Council. Ms. Fedele also noted that she will recuse herself from the discussion as the candidate is her mother.

Chair Siegenthaler asked why Ms. Ennis was interested in holding this position. Ms. Ennis stated that she was impressed with how much the Cultural Council has accomplished with a limited amount of funds. Many organizations have benefitted from the work the Cultural Council has done. She thinks their meetings are very informative and the time commitment is not that great.

Chair Siegenthaler explained the Open Meeting Law, the Conflict of Interest Law, and the Rules of Civil Discourse. He also encouraged Ms. Ennis to consider taking on leadership roles as chair in the future.

Chair Siegenthaler noted that there are two vacancies and three candidates. Two candidates were interviewed at the October 5, 2015 Selectmen's Meeting. The Selectmen will discuss all the candidates later in the meeting. The Selectmen thanked Ms. Ennis for her interest in the Cultural Council.

### **16-76            Committee Appointment Interviews – Bicycle Advisory Committee**

The Bicycle Advisory Committee candidate was unable to attend.

### **16-77            Committee Appointment Interviews – Trails Committee**

Christopher Kovalchick and Clem Larson were interviewed for the two vacancies on the Trails Committee. As liaison to the Trails Committee, Ms. Fedele explained that Trails Committee is charged with developing a cohesive network of trails by establishing new trail and connections, maintaining existing trails and developing Town events to increase usage of the trails.

Chair Siegenthaler asked the two candidates why they were interested in serving on the Trails Committee.

Mr. Kovalchick stated that he has lived in Bedford for two years and lives across the street from the O'Connor Conservation Area and is a Land Steward for that area as well. He is impressed with the trail network in Town in regards to how many trails there are and how well they are maintained. He attended many Trails Committee meetings and led the October trail walk.

Mr. Larson replied that he lives at Huckins Farm and serves on the Huckins Farm Trails Committee. The Huckins Farms Trails Committee bog bridges, realigns trails and is reestablishing flooded trails. Mr. Larson leads trail walks once or two a month in the Fall.

Ms. Fleischman asked how the two candidates felt about the Pedestrian and Bicycle Master Plan. Mr. Kovalchick replied that he thought that creating linkages are an important component. He noted that the Land Acquisition Committee has been trying to obtain easements for greater connectivity. Mr. Larson attended the informational meetings in the summer and is interested to see the final product. He noted that Huckins Farm was not approached for their opinion. Chair Siegenthaler briefly referenced his previous explanation on Open Meeting Law, the Conflict of Interest Law, and the Rules of Civil Discourse.

**Mr. Rosenberg moved that the Selectmen appoint Christopher Kovalchick and Clem Larson to the Trails Committee for terms expiring June 30, 2016. Ms. Fleischman seconded the motion.**

**The motion passed 5-0-0.**

**16-79                      Contract Award  
                              Shawsheen Pump House Restoration  
                              Eagle Point Builders, Inc. – Belmont, MA**

Facilities Director Taissir Alani presented the Selectmen with a contract for exterior renovation and restoration of the Shawsheen Pump House.

Ms. Fleischman inquired as to whether the plans included something to prevent trucks from scraping against the pump house.

**Mr. Moonan made a motion to award a contract to Eagle Point Builders, Inc. in the amount of \$110,800 for the renovation and restoration of the exterior of the Shawsheen Pump House. Ms. Fleischman seconded the motion.**

**The motion passed 5-0-0.**

**16-80                      Pavement Management Program Update  
                              Public Works Director Roy Sorenson**

Public Works Director Roy Sorenson updated the Selectmen on the status of the Town's roads and the plan for future management. Fay, Spofford & Thorndike inspect one-third of the roads each year. As of April 2015, Bedford has a rating of 62.7 on the Pavement Condition Index (PCI). The rating went down from last year due to a backlog of projects costing over 15 million dollars. Five miles of road have fallen out of the do nothing PCI category. This year's current PCI does not take into account all the work on residential and dead ends streets which was done over the summer. That work will be reflected in next year's report. Mr. Sorenson noted that it is necessary to focus on preservation maintenance as well so that less base rehabilitation work will need to be done. Ideally the Town would like to have a rating between 70 and 73. The arterial and collector roads have good ratings of 78 and 86.3 respectively. The residential locals and dead end roads need more as they are rated at 50.4 and 50.7 respectively. To improve the Town's overall PCI, Mr. Sorenson estimates that 1.5 million to 2 million dollars per year would be needed to achieve a higher rating. This funding would consist of Chapter 90 funds and the rest from the operating budget.

Mr. Siegenthaler highlighted the need to link sidewalk maintenance with road improvements. Mr. Sorenson stated that he would work with Fay, Spofford & Thorndike to start a similar program to track sidewalk conditions. Ms. Fleischman added that there could be opportunities to implement bicycle and pedestrian master plan projects in conjunction with road work.

**16-81            November 2, 2015 Special Town Meeting Warrant  
Article Recommendations – Article Assignments**

**Article 2 – Zoning Bylaw Amendment – Conversion of Public School Buildings to Multiple Residential Use (by petition)**

Ms. Fedele reported that the Planning Board recommended disapproval of Article 2. The board expressed concern about the size of the units and whether there should be affordable units. They were also concerned that they did not have a lot of time for research and public outreach.

**Mr. Rosenberg moved that the Selectmen recommend disapproval of Article 2 - Zoning Bylaw Amendment – Conversion of Public School Buildings to Multiple Residential Use. Mr. Moonan seconded the motion.**

The Planning Board suggested that the petitioners withdraw their petition and submit the petitioner's article for Annual Town Meeting in March of 2016.

**The motion passed 5-0-0.**

**Article 3 – Zoning Bylaw Map Change**

Mr. Reed suggested that the Selectmen hold off on making a recommendation on this article until they have heard what the Planning Board recommends at their public hearing on October 27, 2015. Ms. Fleischman reported that the Zoning Board of Appeals was invited to attend the Public Hearing as well.

**Article 4 – Street Acceptance – Lavender Lane**

The Planning Board recommended approval of Article 4 and Town Engineer Adrienne St. John reported that the developer said the street would be ready for acceptance.

**Mr. Moonan moved that the Selectmen recommend approval of Article 4 – Street Acceptance – Lavender Lane. Ms. Fedele seconded the motion.**

**The motion passed 5-0-0.**

**Article 11 – Amend FY2016 Operating Budgets**

The Finance Committee has approved the model but has not officially voted to recommend approval. Mr. Garofalo does not anticipate there being any changes.

**Mr. Moonan moved that the Selectmen recommend approval of Article 11 – Amend FY2016 Operating Budgets. Ms. Fleischman seconded the motion.**

**The motion passed 5-0-0.**

**Article 12 – Amend FY2016 Ambulance Enterprise Budget for Introduction of Town Advanced Life Support Services**

Mr. Garofalo explained that the final estimates are based on the implementation schedule for paramedic service. There was a delay in hiring the fourth paramedic. The Finance Committee will review this at their next meeting but Mr. Garofalo does not think that they will have any issue with this.

**Mr. Rosenberg moved that the Selectmen recommend approval of Article 12 – Amend FY2016 Ambulance Enterprise Budget for Introduction of Town Advanced Life Support Services. Ms. Fleischman seconded the motion.**

**The motion passed 5-0-0.**

**16-84                    Minutes  
                             Regular Session Minutes – September 21, 2015 & October 5, 2015**

**Ms. Fleischman moved to approve the Regular Session Minutes of September 21, 2015 as amended. Mr. Rosenberg seconded the motion.**

**The motion passed 5-0-0.**

**Ms. Fleischman moved to approve the Regular Session Minutes of October 5, 2015 as amended. Ms. Fedele seconded the motion.**

**The motion passed 5-0-0.**

**16-85                    Town Manager’s Report**

Mr. Reed reported that he is proposing that the Selectmen’s Holiday Reception be scheduled for December 14, 2015.

**16-75                    Committee Appointment Interview – Cultural Council**

Three candidates applied for the two vacancies on the Cultural Council. One candidate also interviewed for the Community Preservation Committee (CPC) vacancy. One more candidate needs to be interviewed for the CPC. The Selectmen decided to hold off on making an appointment until the second CPC candidate is interviewed.

**16-86                    Open Discussion and Selectmen Liaison Reports**

Ms. Fedele reported that the Recreation Commission discussed creating a group consisting of staff from the Department of Public Works, Board of Health and Recreation Department and a member of the Selectmen. The group would analyze the Springs Brook Park study done by Beales and Thomas. Ms. Fleischman expressed concern that there would be no public input. Mr. Reed suggested that staff first review the report and give a recommendation to the Recreation



Commission and Selectmen and then start a citizen committee similar to the ad hoc Fawn Lake Committee.

Ms. Fedele informed the Selectmen that the Recreation Commission also talked about conducting a feasibility study on the Youth Center as they are outgrowing the current space. There is a wait list for Kids Club.

Ms. Fedele attended the memorial service at Hanscom for the airmen that were killed in Afghanistan. Around a thousand people attended and the families were appreciative of the community's response and support.

Ms. Fleischman attended the Clean Energy forum. She requested that the community choice aggregation topic be added to an upcoming agenda for discussion.

Chair Siegenthaler attended the Massachusetts Municipal Association legislative breakfast and found three topics interesting. The first was a discussion among communities about the response at the local level about the opioid crisis. Comments included preventative measures, mental health issues and the prescription of these drugs.

The second topic was why municipalities had to file Home Rule petition to obtain more liquor licenses.

The third concerned the Public Records law and the impact it has at the local level.

**Mr. Moonan made a motion to adjourn. Ms. Fedele seconded the motion.**

**The motion passed 5-0-0.**

**The meeting adjourned at 9:40 p.m.**